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EXECUTIVE OFFICE OF THE PRESIDENT

OFFICE OF MANAGEMENT AND BUDGET

WASHINGTON, D.C. 20503

Form 8-66
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ATTACHMENT

OFFICE OF FEDERAL
PROCUREMENT POLICY

OCT 6 1976

Mr. Michael J. Malanick
Acting Deputy Director
for Administration
Central Intelligence Agency
Washington, D. C. 20505

Dear Mr. Malanick:

The proposed Office of Federal Procurement Policy (OFPP) Regulation No. 1 establishes a Federal Procurement Regulatory System applicable to the executive agencies. Section 5.a. of the regulation provides that the Armed Services Procurement Regulation (ASPR) shall be applicable to the Department of Defense and to the National Aeronautics and Space Administration (NASA), and that the Federal Procurement Regulations (FPR) shall be applicable, except for NASA, to the civilian executive agencies, and, in certain authorized areas, to all executive agencies.

Your letter of August 12, 1976, sets forth a detailed justification for, and explanation of, your agency's longstanding practice of following the ASPR -- to the maximum extent practicable consistent with your statutory responsibilities and agency programs -- and requests an exemption from the above requirements so as to continue that practice.

Based upon the justification contained in your letter, the Central Intelligence Agency is hereby exempted from the applicability requirements of Section 5.a., of OFPP Regulation No. 1, and may follow the ASPR -- to the maximum practicable extent -- instead of the FPR, except in those areas where the FPR is applicable to all executive agencies.

Sincerely,


Hugh E. Witt
Administrator